



# MCL

Office of the General Manager (M&S)

PO: Jagriti Vihar, Burla, Sambalpur-768020, Odisha.

PBX No.- 0663-2542461-69, FAX No.: 0663-2542307,

Telephone No.: 0663 – 2542870 (O) / 2542359 (O)

e-mail ID : gm-snm.mcl@coalindia.in

No. MCL/SBP/GM (M&S)/Comml./2020-21/ 610

Dt. 13/02/2021

## NOTICE

### **Subject: Addendum of clause regarding condition for supply of coal under NRS Linkage auction FSAs**

Ref: Fuel Supply Agreement (FSA)s signed with the successful bidders of Linkage Auction Under NRS linkage auction policy issued by MoC dated 15.02.2016

CIL vide Notice No. CIL/M&S/Linkage Auction/70 dated 09.02.2021 (copy enclosed) has issued addendum of the following condition in NRS Linkage Auction FSAs already executed and to be executed with the successful bidders under NRS Linkage Auction Policy. The additional clause notified by CIL is reproduced below:

**"21.19 In case any consumer, drawing coal under NRS Linkage Auction FSA, is charge sheeted by any Investigating Agency of Government or Law Enforcing Authority of Government or any other Governmental Authority for wrongful utilization /misutilization/diversion of coal, supply of coal will be kept in abeyance without financial obligation of either seller or purchaser, till it is cleared or till the 'Term' of the FSA, whichever is earlier. In case the consumer is convicted, Fuel supply agreement will stand terminated with forfeiture of security deposit. It shall be the responsibility of the consumer to report such development to the seller.**

**This clause shall have bearing in the relevant clauses of the FSA"**

In case of change in clause number in FSA Model, the above clause is to be considered as the last clause under 'Miscellaneous' provisions of FSA.

**All the Fuel supply Agreements (FSAs) executed under NRS Linkage auction policy stand amended to this effect in pursuance to this clause 'Amendment' under FSA.**

All the Purchasers/Buyers are hereby informed to take note of the above introduced provision.

This Notice shall be considered as part and parcel of the Fuel Supply Agreements already executed under NRS Linkage Auction Policy.

Encl: as above

*A. Gupta*  
13/2/21  
General Manager (M&S)  
J. Nay

Distribution:

- General Manager(M&S)/HOD(M&S-Coml.), CIL
- General Manager, Systems, MCL HQ: with request to upload the Notice in MCL website under the tab- Marketing & Sales-Notices- Linkage Auction (Non Regulated Sector)
- Chief Manager (M&S-Rail/OP)/Manager (M&S-Road Sales), MCL HQ

Copy for kind information:

- DT (OP), MCL



Coal India Limited  
Coal Bhawan, New Town, Rajarhat, Kolkata – 700 156

No. CIL/M&S/Linkage Auction/ 70

Date: 09.02.2021

**Notice**

**Subject: Addendum of clause regarding condition for supply of coal under NRS Linkage auction FSAs**

***Ref: Fuel Supply Agreement (FSA)s with the successful bidders of linkage auction under NRS linkage auction policy issued by MoC on 15.02.2016***

In reference to the FSAs (executed and to be executed) under NRS Linkage auction policy, the following condition is being introduced with respect to supply of coal and termination of agreement, as an additional clause no. 21.19 under 'Miscellaneous':

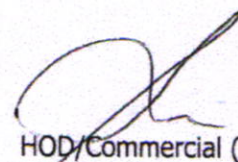
**21.19 In case any consumer, drawing coal under NRS Linkage Auction FSA, is charge sheeted by any Investigating Agency of Government or Law Enforcing Authority of Government or any other Governmental Authority for wrongful utilization /misutilization/diversion of coal, supply of coal will be kept in abeyance without financial obligation of either seller or purchaser, till it is cleared or till the 'Term' of the FSA, whichever is earlier. In case the consumer is convicted, Fuel supply agreement will stand terminated with forfeiture of security deposit. It shall be the responsibility of the consumer to report such development to the seller.**

**This clause shall have bearing in the relevant clauses of the FSA.**

All the Fuel Supply Agreements under NRS Linkage auction policy are stand amended to this effect in pursuance to the clause 'Amendment' under FSA. In case of change in clause number in FSA model, the above clause is to be considered as last clause under 'Miscellaneous'.

The Sellers and Buyers are requested to take note of the above introduced provision.

This issues with the approval of competent authority.

  
HOD/Commercial (M&S)

**Distribution:**

- MSTC Limited: For publishing in website
- General Manager/HOD(M&S): ECL/BCCL/CCL/NCL/WCL/SECL/MCL/NEC: for notification and further needful action

**Copy for kind information to:**

1. Director (Marketing), CIL
2. TS to Chairman, CIL